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7
8 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

9 UNITED STATES OF AMERICA,

Case No. 2:20-mj-00564-BNW

10 v.
11 Plaintiff,

**Stipulation for an Order
Directing Probation to Prepare
a Criminal History Report**

12 SANTIAGO RAFAEL LOMELI-POLANCO,
aka “Diego Francisco Flores,”
aka “Luis Rosales-Rios,”
aka “Raphael Estrada Perez,”

13 Defendant.

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15 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A.
16 Trutanich, United States Attorney, and Jared L. Grimmer, Assistant United States
17 Attorney, counsel for the United States of America, and Kathryn C. Newman, Assistant
18 Federal Public Defender, counsel for Defendant SANTIAGO RAFAEL LOMELI-
19 POLANCO, that the Court direct the U.S. Probation Office to prepare a report detailing the
20 defendant’s criminal history.

21 This stipulation is entered into for the following reasons:

22 1. The United States Attorney’s Office has developed an early disposition
23 program for immigration cases, authorized by the Attorney General pursuant to the

PROTECT ACT of 2003, Pub. L. 108-21. Pursuant to this program, the government has extended to the defendant a plea offer in which the parties would agree to jointly request an expedited sentencing immediately after the defendant enters a guilty plea.

2. The U.S. Probation Office cannot begin obtaining the defendant's criminal history until after the defendant enters his guilty plea unless the Court enters an order directing the U.S. Probation Office to do so. Such an order is often entered in the minutes of a defendant's initial appearance when charged by indictment.

3. The U.S. Probation Office informs the government that it would like to begin obtaining the criminal history of defendants eligible for the early disposition program as soon as possible after their initial appearance so that the Probation Office can complete the Presentence Investigation Report by the time of the expected expedited sentencing.

4. Accordingly, the parties request that the Court enter an order directing the U.S. Probation Office to prepare a report detailing the defendant's criminal history.

DATED this 16th day of July, 2020.

Respectfully submitted,

NICHOLAS A. TRUTANICH
United States Attorney

/s/ Kathryn C. Newman
KATHRYN C. NEWMAN
Assistant Federal Public Defender
Counsel for Defendant SANTIAGO
RAFAEL LOMELI-POLANCO

/s/ Jared L. Grimmer
JARED L. GRIMMER
Assistant United States Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Case No. 2:20-mj-00564-BNW

Plaintiff,

[Proposed] Order Directing Probation to Prepare a Criminal History Report

V.

SANTIAGO RAFAEL LOMELI-POLANCO,
aka “Diego Francisco Flores,”
aka “Luis Rosales-Rios,”
aka “Raphael Estrada Perez,”

Defendant.

Based on the stipulation of counsel, good cause appearing, and the best interest of justice being served:

IT IS HEREBY ORDERED that the U.S. Probation Office is directed to prepare a report detailing the defendant's criminal history.

DATED this 28th day of July, 2020.

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HONORABLE BRENDA N. WEKSLER
UNITED STATES MAGISTRATE JUDGE